

City of Horseshoe Bay

BUILDING PERMIT ORDINANCE

ORDINANCE NO. **06-06-06A**

AN ORDINANCE OF THE CITY OF HORSESHOE BAY, TEXAS, AMENDING ORDINANCE NO. 06-04-18D, BUILDING PERMIT ORDINANCE, ADOPTED APRIL 18, 2006, SECTION 5.1., FEES, TO PROVIDE A FEE FOR A GRADE AND FILL PERMIT; A FEE FOR A PERMIT TO CONSTRUCT A DRIVEWAY OR PARKING AREA; AND A GENERAL FEE FOR ACTIVITIES NOT SPECIFICALLY LISTED AND PROVIDING FOR REPEALER, SEVERABILITY, OPEN MEETINGS AND EFFECTIVE DATE CLAUSES

WHEREAS, Chapter 214, Texas Local Government Code, authorizes municipalities to adopt certain building and rehabilitation codes and standards for construction on land within the municipality's boundaries and authorizes the issuance of related permits; and

WHEREAS, Chapter 51, Texas Local Government Code, authorizes municipalities to adopt, publish, amend or repeal ordinances and police regulations that are for the good government, peace, or order of the municipality or for the trade and commerce of the municipality; and

WHEREAS, Chapter 51, Texas Local Government Code, authorizes a Type A general-law municipality, such as the City of Horseshoe Bay, to adopt ordinances and regulations that are necessary for the government, interest, welfare or good order of the municipality as a body politic; and

WHEREAS, it is in the best interest of the citizens of the City of Horseshoe Bay and the owners of real property located within its boundaries, that any new construction be of high quality, and be conducted in a manner as to not cause damage, inconvenience or nuisance to the residents and property owners in its vicinity; and

WHEREAS, the Comprehensive Development Plan for the City of Horseshoe Bay has established criteria and goals for development within its boundaries and in its extraterritorial jurisdiction, and it is necessary that construction activity be regulated to insure that it is consistent with such criteria and goals;

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF HORSESHOE BAY, TEXAS THAT:

1. FINDINGS OF FACT

All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council, and are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

2. ENACTMENT

Ordinance No. 06-04-18D, Building Permit Ordinance, Section 5.1., Fees, is hereby amended so as to read as follows:

5.1. Fees

The initial amounts for Building Permit fees are set out below. The fee schedule may be amended from time to time by City Council resolution.

Type of Project	Permit Fee	UtilityHook-Up Fee**
Single Family residential – Manufactured Housing	\$ 700	\$2,369
Single family residential – new		
5,000 or less sq. ft. of living space	\$1,000	\$2,369
Over 5,000 sq. ft. of living space	\$1,500	\$2,369
Single family residential – remodel	\$ 500	n/a
Multi-family residential – new	\$ 800/unit	\$2,369 per connection
Multi-family residential – remodel	\$ 400/unit	n/a
Multi-family residential – Over 10,000 sq. ft.	Subject to Plan Review	Subject to Plan Review
Commercial & Club Facilities—		
10,000 or less sq. ft. covered building space	\$1,500	Subject to Plan Review
Over 10,000 sq. ft. covered building space	Subject to Plan Review	
Marinas	Subject to Plan Review	Subject to Plan Review
Grade & Fill*	\$ 75	n/a
Spa*	\$ 50	n/a
Fence*	\$ 75	n/a
Swimming Pool*	\$ 75	n/a
Boat Dock*	\$ 75	n/a
Deck*	\$ 75	n/a
Retaining Wall*	\$ 75	n/a
Jet Ski Ramp*	\$ 25	n/a
Driveway or Parking Area*	\$ 75	n/a
Permits Not Otherwise Listed Herein	\$ 75	

*No fee required if constructed at the same time as a residence and as a part of the same plans.

**Does not include required deposits.

3. REPEALER

All ordinances or parts of ordinances in force when the provisions of this Ordinance become effective which are inconsistent or in conflict with the terms and provisions contained in this Ordinance are hereby repealed only to the extent of any such conflict.

4. SEVERABILITY

If any term, provision or section of this Ordinance or the application of any provision to any Applicant or circumstance is held invalid, the invalidity shall not affect other provisions or applications of this Ordinance which can be given effect without the invalid provisions or application, and to this end, the provisions of this Ordinance are declared to be severable.

5. PROPER NOTICE AND MEETING

It is officially found and determined that the meeting at which this Ordinance is passed was open to the public as required and that the public notice of the time, place, and purpose of said meeting was given as required by Chapter 551 of the Texas Government Code.

6. EFFECTIVE DATE

This Ordinance shall take effect immediately from and after its passage and publication as may be required by governing law.

PASSED and APPROVED on this 6th day of June, 2006, by a vote of 5 (ayes) to 0 (nays) to 0 (abstentions) of the City Council of the City of Horseshoe Bay, Texas.

THE CITY OF HORSESHOE BAY, TEXAS

Robert W. Lambert, Mayor

ATTEST

Toni Vanderburg, City Secretary